

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 1114**  
Nobuo OYAMA : Attorney Docket No. 2005\_1100A  
Serial No. 10/541,356 : Group Art Unit 3694  
Filed March 6, 2006 : Examiner Daniel Lawson Greene  
SYSTEM FOR MANAGING  
PROJECT INVESTMENT : **Mail Stop: AMENDMENT**

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**RESPONSE TO NOTICE OF NON-RESPONSIVE AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Non-Responsive Amendment of July, 21, 2009, Applicant respectfully requests that Examiner reconsider claims 7-12 on the merits. This request is made pursuant to a telephone conference with Examiner on July 31, 2009 in which the Examiner agreed to reconsider claims 7-12 on the merits.

The Examiner issued an Office Action rejecting "system" claims 1-6 for reciting both method and apparatus limitations and for reciting a function with a lack of structure to carry out the recited function. A response was filed March 23, 2009 cancelling claims 1-6 and adding new claims 7-12 directed toward a "method", in order to address the Examiner's concerns. The Examiner issued a Notice of Non-Responsive Amendment, dated July 21, 2009, withdrawing new claims 7-12 from consideration as being directed to a non-elected invention (i.e., the claimed method). Applicant discussed the Notice of Non-Responsive Amendment with Examiner by telephone explaining that the original claims 1-6 were revised and presented as new claims 7-12 to clarify that the claims are properly method claims. Examiner agreed and stated he would consider new claims 7-12 on the merits and requested that the undersigned file a response in writing to make the agreement of record.

*The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.*

Respectfully submitted,

Nobuo OYAMA

/Allen N. Doyel/

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